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APRIL KEE

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

E-FILING

APRIL KEE,

Plaintiff,

vs.

UNUM LIFE INSURANCE COMPANY OF
AMERICA,

Defendant.

CASE NO. C 09-01134 PJH

**STIPULATION OF DISMISSAL OF
ENTIRE ACTION WITH PREJUDICE;
ORDER**

IT IS HEREBY STIPULATED by and between the plaintiff APRIL KEE and defendant UNUM LIFE INSURANCE COMPANY OF AMERICA, through their respective counsel of record, that the captioned action may be, and hereby is, dismissed with prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure. The parties shall bear their own respective costs of suit.

Pursuant to local rules, this document is being electronically filed through the Court's ECF System. In this regard, counsel for defendant hereby attests that (1) the content of this document is acceptable to all persons required to sign the document; (2) plaintiff's counsel has concurred with the filing of this document; and (3) a record supporting this concurrence is available for inspection or production if so ordered.

SO STIPULATED.

Respectfully submitted,

LAW OFFICES OF P. RANDALL NOAH

DATED: August 20, 2009

By: /s/ P. RANDALL NOAH
P. RANDALL NOAH
Attorneys for Plaintiff
APRIL KEE

RIMAC MARTIN, P.C.

DATED: August 20, 2009

By: /s/ WILLIAM REILLY
WILLIAM REILLY
Attorneys for Defendant
UNUM LIFE INSURANCE COMPANY OF
AMERICA

IT IS SO ORDERED.

ORDER

DATED: August 21, 2009

PHYLLIS J. HAMILTON
Federal Judge, U.S. District Court

